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IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

M.C.C. NO. 10 /2006 Single Bench

APPELLANT : Raman Lal Maheshwari,
Plaintiff S/o Late Mishri Lal, aged about 45 yrs. Occupation-none, R/o Village Ward No. 13, Nayapara Bemetara, Police Station & Tah. Bemetara, Distt. Durg (C.G.)

VERSUS (3)

RESPONDENTS :1. Deokishan, S/o Late Mishri Lal
Defendants Maheshwari, aged about 48 yrs., Occupation Business , R/o Ward No. 10 Bemetara,
Through Khetidas Chandak, Sahupara Bemetara, P.S. & Tah. Bemetara.
And
Rajasthan General Stores, New Bus Stand Bemetara, Distt. Durg (C.G.)

2. Champa Lal, S/o Late Jeetmal Kothari, aged about 55 years, Occupation-Business, R/o Ward No. 14 Singhouri Durg Road Bemetara Distt. Durg.
And
Ramesh Vastralay, Nagar Palika Complex, Bemetara, Distt. Durg (C.G.)

P.R. No. 74/06 Presented by Sh. Sudhir Verma dated 12/1/06

COMMISSIONER APARNA MALVIYA CG-20/3/96 10/01/06 Durg Chhattisgarh

APPLICATION FOR RESTORATION OF FIRST APPEAL NO. 244/2005, UNDER ORDER 41, RULE 19 OF C.P.C.

The appellant most humbly and respectfully begs to submit as under :-

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक M.C.C. No. 10/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	27.01.2006 Shri Sudhir Verma, learned counsel for the appellant. The appellant has preferred this application for restoration of F.A. No. 244/2005 as the same was dismissed by this Court vide order dated 22.12.2005 for non prosecution. Learned counsel for the appellant submits that due to bonafide inadvertence, counsel for the appellant omitted to see that the case was listed on 22.12.2005 and therefore he could not appear when the case was called and he has filed an affidavit in support of the application. For the reasons indicated in the application the same is allowed and it is directed that the F.A. No. 244/2005 be restored to its original number on the condition that the appellant deposits fine amount of Rs. 100/- payable to the Secretary, Legal Aid Authority, Bilaspur. **Sd/-** **Dhirendra Mishra** **Judge**	